

WEDNESDAY, MAY 22, 1907.

The Senate met pursuant to adjournment.

The President in the chair.

The roll being called the following members answered to their names:

Mr. President, Senators Adams, Alford, Baker, Beard, Broome, Buckman, Canova, Clarke, Cone, Cottrell, Crane, Crews, Crill, Davis, Girardeau, Henderson, Hudson, Humphries, Jackson, Johnson, Leggett, McCreary, Massey, Neel, Sams, Trammell, Willis, Withers, West (1st District), West (4th District), Zim—32.

A quorum present.

Prayer by the Chaplain.

The Journals of Mays 20th and 21st were corrected and approved.

INTRODUCTION OF RESOLUTIONS.

Mr. Adams offered the following:

Senate Resolution No. 62:

By Mr. Adams:

Resolved by the Senate, that the Governor be requested to return to the Senate, for correction, an act to amend Section 344 of the General Statutes of the State of Florida, the same being relative to the compensation of the members of the County School Boards.

Which was read.

Mr. Adams moved the adoption of the resolution.

Which was agreed to.

And Senate Resolution No. 62 was adopted.

Mr. Henderson offered the following:

Senate Resolution No. 63:

Resolved, That Senate Resolution No. 55 be and the same is hereby rescinded.

Which was read.

Mr. Henderson moved the adoption of the resolution.

Mr. Hudson offered the following substitute for Senate Resolution No. 63:

S.—91.

Resolved, That a committee of three be appointed to investigate and report as to the advisability of rescinding Senate Resolution No. 55.

Which was read.

Mr. Hudson moved the adoption of the substitute for Senate Resolution No. 63:

Which was agreed to.

And the Substitute of Senate Resolution No. 63 was adopted.

The chair appointed as said committee: Messrs. Hudson, Henderson and Alford.

INTRODUCTION OF BILLS.

By Mr. Baker—

Senate Bill No. 434:

A bill to be entitled an act to authorize and empower the town of Bellview, a municipal corporation in the County of Marion, to adopt and pass ordinances providing for the impounding of hogs running at large upon the streets of said town.

Which was read the first time by its title and referred to the Committee on City and County Organization.

By Mr. Baker—

Senate Bill No. 435:

A bill to be entitled an act to prohibit fishing in the waters of Sumter County, except with rod, hook and line, spinner or troll.

Which was read the first time by its title and referred to the Committee on Fisheries.

By Mr. Withers—

Senate Bill No. 436:

A bill to be entitled an act for the improvement of the public roads and bridges in Lake County, providing for the employment of convicts under certain conditions, and for the levy and collection of a road and bridge tax and the means of its expenditures.

Which was read the first time by its title.

Mr. Withers moved that the rules be waived and that Senate Bill No. 436 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 436 was read a second time by its title only.

Mr. Withers moved that the rules be further waived and that Senate Bill No. 436 be read a third time and put upon its passage, which was agreed to by a two-thirds vote.

And Senate Bill No. 436 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Senators Adams, Alford, Baker, Broome, Buckman, Canova, Clarke, Cone, Crane, Crews, Davis, Girardeau, Henderson, Hudson, Humphries, Jackson, Johnson, Leggett, McCreary, Massey, Neel, Trammell Willis, Withers, West (1st District), West (4th District), Zim—27.

Nays—None.

So the bill passed, title as stated.

MESSAGES FROM HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 20, 1907.

Hon. W. Hunt Harris,

President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 432:

A bill to be entitled an act to provide for the number and election of Committeemen of Executive or Standing Committees of political parties holding primary elections under the laws of this State; to define their powers in relation to the use of proxies and hearing contests before them.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And House Bill No. 432, contained in the above message was read the first time by its title and referred to the Committee on Privileges and Elections.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 21, 1907.

Hon. W. Hunt Harris,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 555:

A bill to be entitled an act relating to the powers and duties of the Railroad Commissioners with reference to the condition and values of the physical properties and equipments of railroad companies and other common carriers.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,
Chief Clerk of the House of Representatives.

And House Bill No. 555, contained in the above message was read the first time by its title.

Mr. Hudson moved that the rules be waived and that House Bill No. 555 be read a second time.

Which was agreed to by a two-thirds vote.

And House Bill No. 555 was read a second time in full.

Mr. Massey offered the following amendment to House Bill No. 555.

Strike out the words "civil engineer," in the fifth and sixth lines of Section 1, and insert in lieu thereof the following, "inspector."

Mr. Hudson moved the adoption of the amendment, which was agreed to.

Mr. Massey offered the following amendment to House Bill No. 555.

Strike out the words "civil engineer" in the fifteenth

line of Section 1, and insert in lieu thereof the following, "inspector."

Mr. Hudson moved the adoption of the amendment, which was agreed to.

Mr. Massey offered the following amendment to House Bill No. 555:

Strike out Section 3, and insert in lieu thereof the following: "Section 3. Said Railroad Commissioners shall require all railroad companies operating railroads either in whole or in part within this State, to construct and maintain all their switches and switching devices in a safe manner and condition."

Mr. Hudson moved the adoption of the amendment, which was agreed to.

Mr. Hudson moved that the rules be further waived and that House Bill No. 555 be read a third time and put upon its passage, which was agreed to by a two-thirds vote.

And House Bill No. 555 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Senators Adams, Alford, Baker, Beard, Broome, Buckman, Canova, Cone, Cottrell, Crane, Crews, Davis, Girardeau, Henderson, Hudson, Humphries, Jackson, Johnson, Leggett, McCreary, Massey, Neel, Sams, Trammell, Willis, Withers, West (1st District), West (4th District), Zim—30.

Nays—None.

So the bill as amended passed, title as stated.

The following message from the House of Representatives was read:

House of Representatives.
Tallahassee, Fla., May 22, 1907.

Hon. W. Hunt Harris.

President of the Senate,

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 426:

A bill to be entitled an act to authorize the city of St.

Augustine to levy an additional tax for two years for street improvements.

Also—

Senate Bill No. 427:

A bill to be entitled an act to legalize the incorporation of the town of Palmetto, in the County of Manatee, State of Florida, and to declare the incorporation of the town of Palmetto valid and in full force and effect, and to permit the said town of Palmetto to issue bonds for the improvements of the streets of said town of Palmetto, to widen and extend the streets, to build and erect public works of the said town of Palmetto.

Also—

Senate Bill No. 305:

A bill to be entitled an act creating a State Board of Pensions, defining who shall receive pensions, who shall not receive pensions, who shall be retained as pensioners, how applications shall be made, how pensions shall be paid, duty of County Commissioners in regard to pensions; providing for the levy of a pension tax, and authorizing the State Board of Pensions to make regulations to carry into effect the provisions of this act.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 426, contained in the above message was read the first time by its title and referred to the Committee on Enrolled Bills.

And Senate Bill No. 427, contained in the above message was read the first time by its title and referred to the Committee on Enrolled Bills.

And Senate Bill No. 305, contained in the above message was read the first time by its title and referred to the Committee on Enrolled Bills.

COMMITTEE REPORTS.

Mr. Clarke, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 22, 1907.

Hon. W. Hunt Harris,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 197:

A bill to be entitled an act to amend Section 3148 of the General Statutes of the State of Florida, concerning the liabilities of railroad companies.

Beg leave to report that they have carefully examined the same and find correctly engrossed.

Very respectfully,

S. W. CLARKE,
Chairman Committee on Engrossed Bills.

And Senate Bill No. 197, contained in the above report, was placed on the Calendar of Bills on Third Reading.

Mr. Jackson, Chairman of the Committee on Claims, submitted the following report:

Senate Chamber,

Hon. W. Hunt Harris,
President of the Senate.

Sir:

Your Committee on Claims, to whom was referred—
Senate Bill No. 387:

A bill to be entitled an act for relief of Jordan & Spencer.

Have had the same under consideration and recommend that it do pass.

Very respectfully,

W. K. JACKSON,
Chairman of Committee.

And Senate Bill No. 387, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Sams, Chairman of the Committee on Enrolled Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 22, 1907.

Hon. W. Hunt Harris,
President of the Senate.

Sir:

Your Committee on Enrolled Bills, to whom was referred—

An act to require express companies doing business in this State to post schedules of rates and to weigh all articles received by such companies for shipment by express or delivered by such company, such articles having been received by express, and providing a penalty for the violation thereof.

Have examined the same and find it correctly enrolled.

Very respectfully,

F. W. SAMS,
Chairman of Committee.

And the act contained in the above report was referred to Joint Committee on Enrolled Bills for examination and approval.

Mr. Sams, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 22, 1907.

Hon. W. Hunt Harris,
President of the Senate,

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

An act to require express companies doing business in this State to post schedules of rates and to weigh all articles received by such companies for shipment by express or delivered by such company, such articles having been received by express, and providing a penalty for the violation thereof.

Have examined the same and find it correctly enrolled.

Very respectfully,

F. W. SAMS,
Chairman of Committee.

And the act contained in the above report was referred to the Joint Committee on Enrolled Bills, to convey to the House of Representatives for the signature of the Speaker of the House of Representatives and the Chief Clerk thereof.

Mr. Sams, Chairman of the Committee on Enrolled Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 22, 1907.

Hon. W. Hunt Harris,
President of the Senate.

Sir:

Your Committee on Enrolled Bills, to whom was referred—

An act to require express companies doing business in this State to post schedules of rates and to weigh all articles received by such companies for shipment by express or delivered by such company, such articles having been received by express, and providing a penalty for the violation thereof.

Beg to report that the same has been duly signed by the Speaker and Chief Clerk of the House of Representatives, and is herewith presented to the Senate for the signatures of the President and Secretary thereof.

Very respectfully,

F. W. SAMS,
Chairman of Committee.

Mr. Sams, Chairman of the Committee on Enrolled Bills, submitted the following report:

Senate Chamber.
Tallahassee, Fla., May 22, 1907.

Hon. W. Hunt Harris,
President of the Senate,

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

An act to fix a penalty and other liabilities upon any telegraph company owning or operating a telegraph line or lines, wholly or partly in this State engaged in the

transmission of messages, for a consideration, for the refusal of such company, its agents or employees, to receive any message tendered to it or to any of its agents or employees, together with the usual charges for the transmission of such messages at any office or place where such messages are usually received for transmission, during the usual hours in which messages are received at said office or place for transmission to the destination to which the said message so refused is addressed and to prescribe a rule of evidence in actions to recover same.

Also—

An act to fix a penalty and other liabilities upon any telegraph company owning or operating a telegraph line or lines wholly or partly in this State, and engaged in the transmission of messages for a consideration, for the negligence, failure, promptly to transmit and deliver to the addressee any message received by it or by any other agents or employees for transmission, and to fix a rule of evidence in actions to recover same.

Also—

An act to validate and make legal certain county warrants or county script issued and to be issued by Taylor County, Florida, and to cure all defects and irregularities of the same and to secure county warrants or county script to the amount of fifty-four thousand dollars heretofore issued or that may hereafter be issued for the purpose of building a court house at Perry, in Taylor County, Florida, a binding legal obligation of said county of Taylor, and to secure and make valid the agreement and contract of Taylor County, Florida, to pay interest on said script or county warrants to the amount of six per cent per annum.

Also—

An act for the relief of J. R. Eaker of Leesburg, Lake County, Florida, for loss of horses and mules ordered killed by Charles F. Dawson, veterinarian of the University of Florida.

Beg to report that the same have been duly signed by the Speaker and Chief Clerk of the House of Representatives, and are herewith presented to the Senate for the signatures of the President and Secretary thereof.

Very respectfully,

F. W. SAMS,
Chairman of Committee.

The Senate resumed consideration of—

House Bill No. 206:

A bill to be entitled an act to fix the salaries of certain State officials.

Which was pending when the Senate adjourned yesterday afternoon.

Mr. Beard offered the following amendment to House Bill No. 206:

Strike out Section two (2) and insert in lieu thereof the following:

"Section 2. That this act shall take effect on the 1st day of January, A. D. 1909."

Mr. Beard moved the adoption of the amendment.

Upon which a yea and nay vote was demanded.

Upon the call of the roll the vote was:

Yeas—Mr. President, Senators Adams, Alford, Baker, Beard, Broome, Canova, Crews, Henderson, Humphries, Jackson, Johnson, McCreary, Sams, Willis, West (4th District)—16.

Nays—Senators Clarke, Cone, Cottrell, Crane, Davis, Girardeau, Hudson, Leggett, Massey, Neel, Withers, West (1st District), Zim—13.

So the amendment was agreed to.

Mr. Adams gave notice that on tomorrow he would move to reconsider the vote by which the amendment of Mr. Beard to House Bill No. 206, fixing the date of the bill going into effect on 1st day of January, A. D. 1909, was agreed to.

Mr. Willis offered the following amendment to House Bill No. 206:

Strike out the words and figures "two thousand five hundred (\$2,500.00)," in lines 7, 8 and 9, on page 2 of bill, and insert in lieu thereof the following words and figures, "two thousand (\$2,000.00.)"

Mr. Willis moved the adoption of the amendment.

Upon which an aye and nay vote was demanded.

Upon the call of the roll the vote was: "

Yeas—Mr. President, Senators Baker, Broome, Canova, Crews, Willis—6.

Nays—Senators Adams, Alford, Beard, Clark, Cone, Cottrell, Crane, Davis, Girardeau, Hudson, Humphries, Jackson, Johnson, Leggett, McCreary, Sams, Trammell,

Withers, West (1st District), West (4th District),
Zim—22.

So the amendment was not agreed to.

Mr. Willis offered the following amendment to House
Bill No. 206:

Add at the end of Section 1 the following: "That it is hereby made the duty of any official above mentioned before he can receive the increase in salary as herein provided, to make out a sworn statement and list of all the perquisites received by said official, and that he has turned the same into the State Treasury, and taken the State Treasurer's receipt therefor."

Mr. Willis moved to adopt the amendment.

Which was agreed to.

Mr. Clarke moved that the rules be waived and that the Senate take up Bills on Third Reading.

Which was not agreed to.

BILLS ON SECOND READING.

Senate Bill No. 168:

A bill to be entitled an act to amend Sections 751, 752, 753, 754 and 761 of the General Statutes of the State of Florida, relating to pensions.

Was taken up.

Mr. Cone moved that House Bill No. 36 be substituted for Senate Bill No. 168.

Which was agreed to.

And—

House Bill No. 36:

A bill to be entitled an act to provide a penalty for any persons to obtain or procure money or other thing of value on a contract to perform service with intent to defraud, and to prescribe rules of evidence in such cases.

Was taken up and read a second time, together with the amendments of the Committee on Judiciary.

The following committee amendment was read as follows: "On page 3, line 8, strike out the words 'five hundred,' and insert in lieu thereof the words 'one thousand.'"

Mr. Buckman moved the adoption of the committee amendment.

Which was agreed to.

Mr. Buckman offered the following amendment to House Bill No. 36:

Strike out the words "loss or damage to hirer" wherever they appear in the bill.

Mr. Buckman moved the adoption of the amendment.

Which was agreed to.

Under the rule the bill was advanced to the Calendar of Bills on Third Reading without being referred to the Engrossing Committee.

Mr. Cone asked permission to withdraw Senate Bill No. 168.

The request was granted.

And Senate Bill No. 168 was withdrawn.

Mr. Adams moved that 200 copies of—

House Bill No. 98:

A bill to be entitled an act in relation to banks, bankers, banking firms, banking companies or associations doing business in the State of Florida, providing for examinations thereof and providing for compensation for such examinations; requiring reports therefrom, and from bank receivers and banks going into voluntary liquidation.

Be printed and that it be made Special Order for Saturday next at 10 o'clock a. m.

Which was agreed to.

Mr. Buckman moved that Senate Bill No. 430 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 430:

A bill to be entitled an act to encourage the holding of fairs and expositions.

Was taken up.

Mr. Buckman moved that 200 copies of Senate Bill No. 430 be printed and that it be made a Special Order for 11 a. m. Saturday.

Which was agreed to.

Mr. Humphries moved that the rules be waived and that Bills on the table subject to call be taken up.

Which was agreed to by a two-thirds vote.

And the Senate proceeded to consider—

BILLS ON TABLE SUBJECT TO CALL.

And—

Senate Bill No. 381:

A bill to be entitled an act to amend Section 3556 of the General Statutes of the State of Florida, relating to the sale of liquors in counties or precincts voting against such sale, and to amend Section 3448 of the General Statutes of the State of Florida, relating to selling liquors without license.

Was taken up and read a second time in full.

Mr. Humphries moved that the rules be further waived and that Senate Bill No. 381 be read a third time and put upon its passage, which was agreed to by a two-thirds vote.

And Senate Bill No. 381 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Senators Adams, Alford, Baker, Beard, Broome, Buckman, Canova, Clarke, Cone, Cottrell, Crane, Crews, Crill, Davis, Girardeau, Henderson, Hudson, Humphries, Jackson, Johnson, Leggett, McCreary, Massey, Neel, Sams, Trammell, Willis, Withers, West (1st District), West (4th District), Zim—31.

Nays—None.

So the bill passed, title as stated.

Mr. Beard moved that Senate Bill No. 288 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 288:

A bill to be entitled an act for the relief of Smith Bros. Company.

Was taken up.

Mr. Beard moved that House Bill No. 127 be substituted for Senate Bill No. 288, which was agreed to.

And—

House Bill No. 127:

A bill to be entitled an act granting and confirming in W. F. Creary of the city of Pensacola, Florida, and his heirs all the right, title and interest of the State of Florida in and to certain lands situate in said city and

State, the same being a part of the water front of said city.

Was taken up and read a second time in full.

Mr. Beard moved that the rules be further waived and that House Bill No. 127 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 127 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Senators Adams, Alford, Baker, Beard, Broome, Buckman, Canova, Clarke, Cone, Cottrell, Crane, Crews, Davis, Girardeau, Hudson, Humphries, Jackson, Leggett, McCreary, Massey, Neel, Sams, Willis, Withers, West (1st District), West (4th District), Zim—29.

Nays—None.

So the bill passed, title as stated.

Mr. Adams in the chair.

Mr. West of the 1st moved that the Senate take up Bills on Third Reading.

Which was agreed to by a two-thirds vote.

And the Senate proceeded to consider—

BILLS ON THE THIRD READING.

Mr. West of the First moved that House Bill No. 326 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 326:

A bill to be entitled an act to make an appropriation to secure a better attendance upon teachers' summer training schools.

Was taken up and read the third time in full.

By unanimous consent—

Mr. Harris offered the following amendment to House Bill No. 326:

After the word "railroad," line 3, Section 2, insert the following: "And steamship."

Mr. Harris moved the adoption of the amendment.

Which was agreed to.

The bill was then put upon its passage.

Upon call of the roll on House Bill No. 326 the vote was:

Yeas—Senators Adams, Alford, Beard, Buckman, Canova, Cone, Crane, Crews, Davis, Girardeau, Henderson, Hudson, Humphries, Jackson, Leggett, McCreary, Massey, Neel, Sams, Trammell, Willis, Withers, West (1st District), West (4th District), Zim—25.

Nays—Mr. President, Senators Baker, Broome, Clarke, Johnson—5.

So the bill passed, title as stated.

Mr. Zim moved to waive the rules, and that Senate Bill No. 290 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 290:

A bill to be entitled an act creating a Commissioner of a Bureau of Labor and Industrial Statistics, fixing his compensation, prescribing his powers and duties and providing for his obtaining statistics and information relative to labor, and fixing penalties for any owner, operator, manager or foreman of any factory or workshop impeding or preventing such Commissioner in the full and free performance of his duties as prescribed by law.

Was taken up and read a second time in full.

Mr. Buckman offered the following amendment to Senate Bill No. 290:

Strike out all the words of Section 6, after word "act," sixth line of printed bill, down to and including word "and," in line 9, printed bill.

Mr. Buckman moved the adoption of the amendment.

Which was agreed to.

Mr. Massey offered the following amendment to Senate Bill No. 290:

Strike out in the title all after the word "entitled," and insert in lieu thereof the following: "An act creating a Department of Labor and Industrial Statistics in the office of the Commissioner of Agriculture; providing for the appointment of an Inspector of Labor and Industry; providing for his obtaining statistics and information relative to labor and industry, and fixing penalties on

certain persons impeding or preventing such Inspector in the performance of his duties."

Mr. Massey moved the adoption of the amendment.

Which was agreed to.

Mr. Humphries offered the following amendment to Senate Bill No. 290:

Strike out the words "\$2500," in line 2, Section 5, and insert in lieu thereof the following: "\$1,800.00."

Mr. Humphries moved the adoption of the amendment.

Which was agreed to.

Mr. Zim offered the following amendment to Senate Bill No. 290:

Strike out the words "officers of State Department and," in lines 1 and 2 of Section 6.

Mr. Zim moved the adoption of the amendment.

Which was agreed to.

Mr. Zim offered the following amendment to Senate Bill No. 290:

Strike out the words "Commissioner," as applying to a Commissioner of a Bureau of Labor and Industrial Statistics," and insert in lieu thereof the following: "Inspector of Labor and Industry."

Mr. Zim moved the adoption of the amendment.

Which was agreed to.

Mr. Massey offered the following amendment to Senate Bill No. 290:

Strike out Section 1: "That there shall be created in the office of the Commissioner of Agriculture a Department of Labor and Industrial Statistics, which shall be under the immediate charge of an Inspector of Labor and Industry, who shall be appointed by the Governor, and hold his office for a term of four years. He shall be subject to the supervision of the Commissioners of Agriculture in the execution of the duties imposed upon him by law. He shall report annually to the Commissioner of Agriculture, who shall transmit such report with his own report to the Governor."

Mr. Massey moved the adoption of the amendment.

Which was agreed to.

And Senate Bill No. 290 was ordered referred to the Committee on Engrossed Bills.

By permission Mr. Willis introduced—
Senate Bill No. 437:

A bill to be entitled an act to incorporate and establish a municipal government for the town of Tyler in Alachua County, Florida, provide for its government and prescribe its jurisdiction and powers.

Which was read the first time by its title.

Mr. Willis moved that the rules be waived and that Senate Bill No. 437 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 437 was read a second time by its title only.

Mr. Willis moved that the rules be further waived and that Senate Bill No. 437 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 437 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Senators Adams, Alford, Beard, Broome, Clarke, Cottrell, Crane, Crews, Crill, Davis, Henderson, Hudson, Humphries, Jackson, Leggett, McCreary, Massey, Neel, Trammell, Willis, Withers, West (1st District), West (4th District), Zim—26.

Nays—Senator Baker—1.

So the bill passed, title as stated.

Mr. Willis moved that the rules be waived and that the action of the Senate on all bills be immediately certified to the House of Representatives.

Which was agreed to by a two-thirds vote.

Mr. Crane moved that the rules be waived and that the Senate take up bills on third reading.

Which was agreed to by a two-thirds vote.

And the Senate proceeded to consider—

BILLS ON THIRD READING.

Senate Bill No. 100:

A bill to be entitled an act to provide for State aid for public schools in this State, and to prescribe conditions and to make appropriations therefor.

Committee on Education report favorably, with amendment.

Was taken up.

Mr. West of the 1st moved that House Bill No. 202 be substituted for Senate Bill No. 100.

Which was agreed to.

And—

House Bill No. 202:

A bill to be entitled an act to fix the compensation of the State Auditor and Assistant State Auditor of the State of Florida.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on House Bill No. 202 the vote was:

Yeas—Mr. President, Senators Adams, Beard, Cone, Cottrell, Crane, Davis, Girardeau, Hudson, McCreary, Massey, Neel, Sams, Withers, West (1st District), Zim—16.

Nays—Alford, Baker, Broome, Canova, Crews, Crill, Humphries, Jackson, Trammell, Willis, West (4th District)—11.

So the bill passed, title as stated.

Mr. West of the First asked permission to withdraw Senate Bill No. 100.

The request was granted.

And Senate Bill No. 100 was withdrawn.

Mr. Harris moved that the Senate adjourn until 3:30 o'clock.

Which was agreed to.

And the Senate stood adjourned until 3:30 o'clock this afternoon.

AFTERNOON SESSION, 3:30 O'CLOCK P. M.

The Senate met pursuant to adjournment.

The President in the chair.

The roll being called, the following members answered to their names:

Mr. President, Senators Adams, Alford, Baker, Beard, Broome, Buckman, Canova, Clarke, Cone, Cottrell, Crane, Crews, Crill, Davis, Girardeau, Henderson, Hudson, Hum-

phries, Jackson, Johnson, Leggett, McCreary, Massey, Neel, Sams, Trammell, Willis, Withers, West (1st District), West (4th District), Zim—32.

A quorum present.

BILLS ON THIRD READING.

Mr. West of the 4th moved that Senate Joint Resolution No. 220 be made a special order for Friday at 11 o'clock, and 200 copies be printed.

Which was not agreed to.

Senate Joint Resolution No. 220:

Proposing amendments to Article 7 of the Constitution of the State of Florida, relative to census and apportionment.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Joint Resolution No. 220 the vote was:

Yeas—Senators Adams, Alford, Baker, Beard, Canova, Clarke, Cottrell, Crane, Crews, Davis, Hudson, Jackson, Withers, West (1st District)—15.

Nays—Mr. President, Senators Buckman, Cone, Crill, Girardeau, Henderson, Humphries, Johnson, Leggett, McCreary, Massey, Sams, Trammell, Willis, West (4th District), Zim—15.

So the joint resolution failed to pass.

Senate Bill No. 166:

A bill to be entitled an act in aid and furtherance of the objects of the Florida Historical Society.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 166 the vote was:

Yeas—Mr. President, Senators Adams, Alford, Baker, Beard, Broome, Buckman, Canova, Clarke, Crane, Crill, Davis, Girardeau, Henderson, Hudson, Humphries, Jackson, Johnson, Leggett, McCreary, Massey, Neel, Sams, Trammell, Willis, Withers, West (1st District), West (4th District), Zim—29.

So the bill passed, title as stated.

By permission—

Mr. Hudson, Chairman of the Special Committee to consider Senate Resolution No. 63, submitted the following report:

Tallahassee, Fla., May 22, 1907.

Hon. W. Hunt Harris,

President of the Senate.

Sir:

Your committee appointed to investigate and report as to the advisability of rescinding Senate Resolution No. 55 beg leave to report:

We have carefully investigated, and find that a suggestion was made to the Secretary of the Senate that the appointment of any person other than a union printer might cause friction in the shop of the State Printer. The secretary did not construe this suggestion as a threat or an effort to coerce him, but rather as friendly advice from a man actuated by honest motives. He admits that the suggestion received his consideration and had some weight. No other influence was brought to bear upon him except the request of two Senators; and apparently these requests mainly influenced his action in making the appointment that was made.

The secretary states that the work of the proofreader has been satisfactory.

Respectfully,

F. M. HUDSON,

JOHN W. HENDERSON,

A. J. ALFORD,

Committee.

By permission—

Mr. Henderson offered the following:

Senate Resolution No. 64:

Resolved by the Senate, That Senate Resolution No. 55, authorizing the Secretary of the Senate to employ a proofreader, be and the same is hereby rescinded.

Which was read.

Mr. Henderson moved the adoption of the resolution.

Which was agreed to.

And Senate Resolution No. 64 was adopted.

Senate Bill No. 191:

A bill to be entitled an act to establish a department of archives and history for the State of Florida; to prescribe its functions and duties, and to provide for its maintenance.

Was taken up.

Mr. Cone moved that Senate Bill No. 191 be laid on the table subject to call.

Which was agreed to.

And the bill took its position on the Calendar of Bills Subject to Call.

House Bill No. 111:

A bill to be entitled an act to prevent the butchering of cattle upon uninclosed lands in the State of Florida, and providing for butchering of unmanageable cattle by the owner thereof in the presence of one or more witnesses.

Was taken up and read a third time in full.

By unanimous consent, Mr. Zim offered the following amendment to House Bill No. 111:

Strike out in title all after the word "entitled," and insert in lieu thereof the following: "An act to regulate the killing and butchering of cattle."

Mr. Zim moved to adopt the amendment.

Which was unanimously agreed to.

Upon call of the roll on the passage of House Bill No. 111 the vote was:

Yeas—Senators Adams, Baker, Buckman, Canova, Clarke, Cone, Cottrell, Crane, Crews, Davis, Girardeau, Hudson, Humphries, Jackson, Johnson, Leggett, Massey, Neel, Sams, Willis, Withers, West (4th District), Zim—23.

Nays—Mr. President, Senators Alford, West (1st District)—3.

So the bill passed, title as stated.

Senate Bill No. 181:

A bill to be entitled an act to amend Section 1465 of the General Statutes of the State of Florida, concerning denial of existence and want of consideration, etc., of certain instruments.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 181, the vote was:

Yeas—Mr. President, Senators Adams, Alford, Baker, Beard, Buckman, Clarke, Cottrell, Crane, Crews, Crill, Davis, Henderson, Hudson, Humphries, Jackson, Johnson, Leggett, McCreary, Massey, Neel, Sams, Withers, West (1st District), West (4th District), Zim—26.

Nays—Senators Cone, Trammell—2.

So the bill passed, title as stated.

Mr. Adams in the chair.

Senate Bill No. 124:

A bill to be entitled an act to empower the State to engage in the life insurance business; to prescribe the powers and duties of the Board of Commissioners of State Institutions in connection therewith; to provide for suits against the State upon insurance policies, and to provide for the payment thereof, and making appropriations to carry out the provisions of said act.

The time set for its special consideration having arrived.

Was taken up.

Mr. Trammell moved that Senate Bill No. 124 be made a special order for 11:30 a. m. Saturday.

Mr. Buckman moved that Senate Bill No. 124 be indefinitely postponed.

Which was withdrawn.

Mr. Harris moved as a substitute for Mr. Trammell's motion that Senate Bill No. 124 be made a special order for Monday at 3:30 p. m.

Which was agreed to.

Senate Bill No. 204:

A bill to be entitled an act to authorize Boards of Pilot Commissioners to employ attorneys; providing for the payment of the salaries of said attorneys, and other costs and expenses incurred by the Boards of County Commissioners of the several counties.

Was taken up and read the third time in full.

Mr. Beard moved that Senate Bill No. 204 be placed back on second reading for amendments.

Mr. Beard offered the following amendment to Senate Bill No. 204:

Amend the title to Senate Bill No. 204 so as to make it read as follows, to wit: A bill to be entitled an act to authorize Boards of Pilot Commissioners to employ attorneys, providing for the payment by the Boards of County Commissioners of the several counties of the salaries of such attorneys, and of other costs and expenses of the Boards of Pilot Commissioners.

Mr. Beard moved the adoption of the amendment.

Which was agreed to.

And Senate Bill No. 204 was ordered referred to the Committee on Engrossed Bills.

Senate Bill No. 19:

A bill to be entitled an act for the relief of James R. Landrum, former Justice of the Peace, Second District, of Escambia County, State of Florida, for loss of fees during his suspension from said office.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 19 the vote was:

Yeas—Mr. President, Senators Adams, Baker, Beard, Broome, Cone, Cottrell, Crill, Davis, Girardeau, Henderson, Humphries, McCreary, Massey, Neel, Sams, Willis, West (1st District), West (4th District), Zim—20.

Nays—Senators Canova, Clarke, Crews, Leggett—4.

So the bill passed, title as stated.

By permission—

Mr. Crane, Chairman of the Committee on City and County Organization, submitted the following reports:

Senate Chamber,

Hon. W. Hunt Harris,

President of the Senate.

Sir:

Your Committee on City and County Organization, to whom was referred—

Senate Bill No. 399:

A bill to be entitled an act to amend "an act to incorporate the town of Carrabelle, Franklin County, Florida," approved May 11, 1893.

Have had the same under consideration and recommend that it do pass.

Very respectfully,

JAMES E. CRANE,
Chairman of Committee.

And Senate Bill No. 399, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Crane, Chairman of the Committee on City and County Organization, submitted the following report:

Senate Chamber,

Hon. W. Hunt Harris,

President of the Senate.

Sir:

Your Committee on City and County Organization, to whom was referred—

Senate Bill No. 434:

A bill to be entitled an act to authorize and empower the town of Bellview, a municipal corporation in the County of Marion, to adopt and pass ordinances providing

for the impounding of hogs running at large upon the streets of said town.

Have had the same under consideration and recommend that it do pass.

Very respectfully,

JAMES E. CRANE,
Chairman of Committee.

And Senate Bill No. 434, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Crane, Chairman of the Committee on City and County Organization, submitted the following report:

Senate Chamber,

Hon. W. Hunt Harris,
President of the Senate.

Sir:

Your Committee on City and County Organization, to whom was referred—

Senate Bill No. 17:

A bill to be entitled an act relating to the compensation of County Commissioners.

Have had the same under consideration and recommend that it do not pass.

Very respectfully,

JAMES E. CRANE,
Chairman of Committee.

And Senate Bill No. 17, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Crane, Chairman of the Committee on City and County Organization, submitted the following report:

Senate Chamber,

Hon. W. Hunt Harris,
President of the Senate.

Sir:

Your Committee on City and County Organization, to whom was referred—

House Bill No. 71:

A bill to be entitled an act to amend Section 775 of the General Statutes of the State of Florida, the same being relative to the compensation of County Commissioners.

Have had the same under consideration and recommend that it do not pass.

Very respectfully,

JAMES E. CRANE,
Chairman of Committee.

And House Bill No. 71, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Buckman, Chairman of the Judiciary Committee, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 22, 1907.

Hon. W. Hunt Harris,
President of the Senate.

Sir:

Your Committee on Judiciary, to whom was referred—
Senate Bill No. 356:

A bill to be entitled an act to protect the forests of this State against the ravages of fire, and to impose a penalty upon any and all persons who may be a party to the firing of any wild forests, woods, lands or marshes at any time except as herein provided.

Beg to advise that they have carefully considered said bill, and recommend that it do not pass.

Very respectfully,

H. H. BUCKMAN,
Chairman of Committee.

And Senate Bill No. 356, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Buckman, Chairman of the Judiciary Committee, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 22, 1907.

Hon. W. Hunt Harris,
President of the Senate.

Sir:

Your Committee on Judiciary, to whom was referred—
Senate Bill No. 400:

A bill to be entitled an act designating the 12th day of October of each year as a public holiday, to be known as "Columbus Day."

Beg to advise that they have carefully considered same, and recommend that it do pass.

Very respectfully,

H. H. BUCKMAN,
Chairman of Committee.

And Senate Bill No. 400, contained in above report, was placed on the Calendar of Bills on Second Reading.

Mr. Buckman, Chairman of the Judiciary Committee, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 22, 1907.

Hon. W. Hunt Harris,
President of the Senate.

Sir:

Your Committee on Judiciary, to whom was referred—
Senate Bill No. 331:

A bill to be entitled an act to amend Section 2006, Article 4, of the General Statutes of the State of Florida, declaring tax assessments invalid.

Also—

Senate Bill No. 401:

A bill to be entitled an act to amend Section 1235 of the General Statutes of the State of Florida, relative to fences.

Beg to advise that they have carefully considered said bills, and recommend that they do not pass.

Very respectfully,

H. H. BUCKMAN,
Chairman of Committee.

And Senate Bills Nos. 331 and 401, contained in the above report, were placed on the Calendar of Bills on Second Reading.

Senate Bill No. 110:

A bill to be entitled an act to amend Section 851 of the General Statutes of the State of Florida, relating to the employment by County Commissioners of labor for work on roads and bridges.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 110, the vote was:

Yeas—Mr. President, Senators Adams, Baker, Beard, Broome, Buckman, Canova, Clarke, Cottrell, Crews, Crill, Davis, Girardeau, Henderson, Hudson, Humphries, Jackson, Johnson, Leggett, McCreary, Neel, Sams, Willis, Withers, West (1st District), West (4th District), Zim—28.

So the bill passed, title as stated.

Senate Bill No. 88:

A bill to be entitled an act establishing a system of good roads in this State; method of using the funds arising from the hire of State prisoners in furtherance thereof; for the creation by vote of the people of tax road districts; providing for a system of tax levy for road purposes; for the hiring out of county convicts by Boards of County Commissioners; creating District Road Commissioners and defining their powers and duties relative to construction of said roads; defining the powers and duties of the Boards of County Commissioners relative to the location and construction of said roads, and the joint action of said Boards of County Commissioners relating thereto, and limiting the disbursement of funds in construction of said roads.

The time set for its special consideration having arrived—

Was taken up and read a second time in full.

Under the rule the bill was advanced to the Calendar of Bills on Third Reading without being referred to the Engrossing Committee.

Was taken up and read the third time in full.

Senate Bill No. 270:

A bill to be entitled an act to regulate the catching or taking of fish in the waters of Biscayne Bay, on the coast of Florida.

Mr. Harris moved that Senate Bill No. 270 be laid on the table subject to call.

Which was agreed to.

Senate Bill No. 203:

A bill to be entitled an act to amend Section 1698 of the General Statutes of the State of Florida, relating to procurement and effect of writs of error.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 203, the vote was:

Yeas—Mr. President, Senators Adams, Baker, Broome, Buckman, Clarke, Cottrell, Crane, Crews, Crill, Davis,

Girardeau, Henderson, Hudson, Humphries, Jackson, Johnson, Leggett, McCreary, Massey, Neel, Sams, Trammell, Willis, Withers, West (1st District), West (4th District), Zim—28.

Nays—None.

So the bill passed, title as stated.

Senate Bill No. 287:

A bill to be entitled an act authorizing and empowering the County Commissioners of the respective counties of this State to grant to persons, companies and corporations doing the business of a waterworks company, the right to occupy public highways, roads and alleys of the respective counties of this State with its or their pipes and mains.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 287, the vote was:

Yeas—Mr. President, Senators Adams, Alford, Baker, Beard, Broome, Buckman, Canova, Clarke, Cone, Cottrell, Crane, Crews, Crill, Davis, Henderson, Humphries, Jackson, Johnson, Leggett, McCreary, Massey, Neel, Sams, Trammell, Withers, West (1st District), West (4th District), Zim—29.

Nays—None.

So the bill passed, title as stated.

Mr. Clarke moved that the rules be waived and that the action of the Senate upon all bills be immediately certified to the House of Representatives.

Which was agreed to by a two-thirds vote.

Senate Bill No. 29:

A bill to be entitled an act establishing a Geological Survey for the State of Florida; to provide for the appointment of a State Geologist; to define his duties, and to provide for the maintenance of the survey.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 29 the vote was:

Yeas—Mr. President, Senators Adams, Baker, Broome,

Buckman, Cottrell, Crews, Crill, Davis, Humphries, Jackson, Leggett, McCreary, Neel, Sams, Trammell, Willis, Withers, West (1st), West (4th), Zim—22.

Nays—None.

So the bill passed, title as stated.

Mr. Alford announced that he was paired with Mr. Clarke, and that if Mr. Clarke were present he would vote no and that he (Mr. Crawford) would vote yea.

Senate Bill No. 247:

A bill to be entitled an act to provide for the examination, auditing and payment of claims against the State of Florida for services rendered during the Seminole Indian Wars, and for the examination, auditing and payment of claims for forage, subsistence and transportation furnished in said wars.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 247 the vote was:

Yeas—Mr. President, Senators Adams, Baker, Beard, Broome, Buckman, Davis, Henderson, Humphries, Jackson, Leggett, McCreary, Massey, Sams, Willis, Withers, West (4th), Zim—18.

Nays—Senators Canova, Clarke, Cottrell, Crane, Crews, Crill, Girardeau, Johnson, Neel, Trammell—10.

So the bill passed, title as stated.

House Bill No. 93:

A bill to be entitled an act to prohibit contracts and agreements of cotton, grain, provisions and other commodities, stocks, bonds and other securities upon margin commonly known as dealing in futures; and to provide punishment therefor; to define what shall constitute prima facie evidence of guilt; to compel persons participating in such transactions to testify concerning their connections therewith; to provide that evidence given by any such witness shall not be used against him in any criminal proceeding; and to exempt from the operations of this act purchases and sales of commodities by manufacturers or merchants in the ordinary course of business, and to provide that regular commercial exchanges and other bona fide trade organizations may post market prices, and for other purposes.

Was taken up and read the third time in full.

By unanimous consent Mr. Buckman offered the following amendment to House Bill No. 93:

Make word "January" read "June."

Upon call of the roll on the passage of House Bill No. 93 the vote was:

Yeas—Mr. President, Senators Adams, Baker, Clarke, Cottrell, Crews, Crill, Girardeau, Henderson, Humphries, Jackson, Johnson, Neel, Trammell, Willis, Withers, West (4th), Zim—18.

Nays—None.

So the bill passed, title as stated.

The President in the chair.

Senate Bill No. 375:

A bill to be entitled an act to prohibit the obstruction of any public road or highway in this State by any railroad or employee thereof, and providing a penalty therefor.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 375 the vote was:

Yeas—Mr. President, Senators Adams, Alford, Baker, Canova, Clarke, Crane, Crews, Crill, Davis, Girardeau, Humphries, Jackson, Johnson, Leggett, McCreary, Massey, Neel, Sams, Trammell, Withers, West (4th District), Zim—23.

Nays—None.

So the bill passed, title as stated.

Senate Bill No. 101:

A bill to be entitled an act to secure to the people of Florida school text books at reduced prices; to provide special editions of said books at low prices; to empower County Boards of Public Instruction to adopt such books if desired; to authorize County Boards of Public Instruction to make contracts with publishers to provide for the filling of contracts; to provide a penalty for any dealer, clerk or agent who may sell school text books at greater prices than may be entered in contracts be-

tween Boards of Public Instruction and publishers, and for other purposes.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 101 the vote was:

Yeas—Mr. President, Senators Adams, Alford, Baker, Beard, Broome, Canova, Clarke, Crews, Crill, Davis, Henderson, Humphries, Jackson, Johnson, McCreary, Neel, Sams, Willis, Withers, West (4th District), Zim—22.

Nays—Senator Crane—1.

So the bill passed, title as stated.

Mr. Canova moved to adjourn until 9:30 a. m. to-morrow.

Which was not agreed to.

Mr. Clarke moved to adjourn until 9 o'clock to-morrow.

Which was not agreed to.

Senate Bill No. 273:

A bill to be entitled an act to provide for the keeping of a record of all sales of dynamite by all persons, firms or corporations who deal in, sell or offer for sale dynamite, and providing penalty for the failure to keep such record.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 273 the vote was:

Yeas—Mr. President, Senators Adams, Alford, Baker, Broome, Clarke, Crill, Davis, Henderson, Humphries, Johnson, McCreary, Neel, Sams, Trammell, Withers, West (1st District), West (4th District), Zim—19.

Nays—None.

So the bill passed, title as stated.

House Bill No. 108:

A bill to be entitled an act to provide for a monument to be erected on the battlefield of Chickamauga in memory of the soldiers of Florida who took part in that battle.

Was taken up and read the third time in full and put upon its passage.

S.—93

Upon call of the roll on House Bill No. 108, the vote was:

Yeas—Mr. President, Senators Adams, Alford, Baker, Broome, Buckman, Canova, Crill, Davis, Girardeau, Henderson, Humphries, McCreary, Neel, Trammell, Willis, Withers, West (4th District), Zim—19.

Nays—Clarke—1.

So the bill passed, title as stated.

Mr. Sams moved that the Senate adjourn until 9:30 tomorrow.

Which was not agreed to.

Senate Bill No. 314:

A bill to be entitled an act for the relief of Lee Daniel.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 314, the vote was:

Yeas—Mr. President, Senators Beard, Broome, McCreary, Sams—5.

Nays—Senators Alford, Canova, Clarke, Cottrell, Crill, Girardeau, Henderson, Humphries, Johnson, McCreary, Neel, Trammell, Willis, Withers, West (4th District), Zim—15.

So the bill failed to pass.

By permission—

Mr. Sams Introduced—

Senate Bill No. 438:

A bill to be entitled an act for the relief of James W. Perkins, prosecuting attorney of the Criminal Court of Record in and for Volusia County, Florida, for loss of salary and fees during his suspension from said office.

Was read the first time by its title and referred to the Committee on Judiciary.

By permission Mr. McCreary introduced—

Senate Bill No. 304:

A bill to be entitled an act to amend Section 1 of Chapter 5387, Laws of Florida, entitled "an act empowering County Boards of Public Instruction and Trustees of

Special Tax School Districts to establish kindergartens under certain conditions.

The Committee on Education report favorably.

Was taken up and read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 304, the vote was:

Yeas—Mr. President, Senators Adams, Alford, Buckman, Crews, Crill, Davis, Johnson, McCreary, Neel, Sams, Trammell, Willis, West (4th District), Zim—15.

Nays—Senators Cottrell, Henderson, Humphries, Withers—4.

So the bill passed, title as stated.

ENROLLED.

The President announced that he was about to sign—

An act to fix a penalty and other liability upon any telegraph company owning or operating a telegraph line or lines, wholly or partly in this State, engaged in the transmission of messages for a consideration, for the refusal of such company, its agents or employees to receive any message tendered to it or to any of its agents or employees, together with the usual charges for the transmission of such messages at any office or place where such messages are usually received for transmission, during the usual hours in which messages are received at said office or place for transmission, to the destination to which the said message so refused is addressed, and to prescribe a rule of evidence in actions to recover same.

Also—

An act to fix a penalty and other liability upon any telegraph company owning or operating a telegraph line or lines, wholly or partly in this State, and engaged in the transmission of messages for a consideration, for the negligence, failure promptly to transmit and deliver to the addressee any message received by its or by any other agents or employees for transmission, and to fix a rule of evidence in actions to recover same.

Also—

An act to validate and make legal certain county warrants or county scrip issued and to be issued by Taylor

County, Florida, and to cure all defects and irregularities of the same, and to secure county warrants or county scrip to the amount of fifty-four thousand dollars heretofore issued or that may hereafter be issued for the purpose of building a court house at Perry, in Taylor County, Florida, a binding legal obligation of said County of Taylor, and to secure and make valid the agreement and contract of Taylor County, Florida, to pay interest on said scrip or county warrants to the amount of six per cent per annum.

Also—

An act for the relief of J. R. Eaker of Leesburg, Lake County, Florida, for loss of horses and mules ordered killed by Charles F. Dawson, veterinarian of the University of Florida.

The acts were thereupon duly signed by the President and Secretary of the Senate and ordered returned to the Chairman of the Joint Committee on Enrolled Bills to convey to the Governor for his approval.

The President announced that he was about to sign—

An act to require express companies doing business in this State to post schedules of rates and to weigh all articles received by such companies for shipment by express or delivered by such company, such articles having been received by express, and providing a penalty for the violation thereof.

The acts were thereupon duly signed by the President and Secretary of the Senate and ordered returned to the Chairman of the Joint Committee on Enrolled Bills to convey to the Governor for his approval.

Mr. Sams, Charman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber,

Tallahassee, Fla., May 22, 1907.

Hon. W. Hunt Harris,

President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

An act to require express companies doing business in this State to post schedules of rates and to weigh all ar-

ticles received by such companies for shipment by express or delivered by such company, such articles having been received by express, and providing a penalty for the violation thereof.

Beg to report that the same have been presented to the Governor for his approval.

Very respectfully,

F. W. SAMS,

Chairman of Committee.

Mr. Sams, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber,

Tallahassee, Fla., May 22, 1907.

Hon. W. Hunt Harris,

President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

An act fixing a penalty and other liability upon any telegraph company owning or operating a telegraph line or lines wholly or partly in this State engaged in the transmission of messages for a consideration, for the refusal of such company, its agents or employees to receive any message tendered to it or to any of its agents or employees, together with the usual charges for the transmission of such messages, at any office or place where such messages are usually received for transmission, during the usual hours in which messages are received at said office or place for transmission to the destination to which the said message so refused is addressed, and to prescribe a rule of evidence in actions to recover same.

Also—

An act to fix a penalty and other liability upon any telegraph company owning or operating a telegraph line or lines wholly or partly in this State, and engaged in the transmission of messages for a consideration for the negligence, failure promptly to transmit and deliver to the addressee any message received by its or by any other

agents or employees for transmission, and to fix a rule of evidence in actions to recover same.

Also—

An act to validate and make legal certain county warrants or county script issued and to be issued by Taylor County, Florida, and to cure all defects and irregularities of the same, and to secure county warrants or county script to the amount of fifty-four thousand dollars heretofore issued or that may hereafter be issued for the purpose of building a court house at Perry, in Taylor County, Florida, a binding and legal obligation of said County of Taylor, and to secure and make valid the agreement and contract of Taylor County, Florida, to pay interest on said script or county warrants to the amount of six per cent. per annum.

Also—

An act for the relief of J. R. Eaker, of Leesburg, Lake County, Florida, for loss of horses and mules ordered killed by Charles F. Dawson, veterinarian of the University of Florida.

Beg to report that the same have been presented to the Governor for his approval.

F. W. SAMS,

Very respectfully,

Chairman of Committee.

Mr. Broome moved that House Bill No. 295 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 295:

A bill to be entitled an act to provide a road and bridge fund for Gadsden County, Florida; to provide for the assessment and collection of the same, and to prescribe the manner and methods of building, erecting and maintaining public roads and bridges in said county.

Was taken up and read a second time in full.

Mr. Broome offered the following amendment to House Bill No. 295:

Add to Section 5 the following: "Provided the Commissioners shall have the right to accept or reject bids."

Mr. Broome moved the adoption of the amendment.

Which was agreed to.

Mr. Broome offered the following amendment to House Bill No. 295:

In line 1 of Section 1, after the word "person" insert "except those living in incorporated towns and cities."

Mr. Broome moved that the rules be further waived and that House Bill No. 295, as amended, be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

Mr. Broome offered the following amendment to House Bill No. 295:

Strike out all of Section 15 and insert in lieu thereof the following: "This law shall become effective and operative only after having been submitted and approved by a majority vote of those voting at an election to be called by the County Commissioners of Gadsden County, said election to be conducted as now provided by law for holding general elections."

Mr. Broome moved the adoption of the amendment.

Which was agreed to.

And House Bill No. 295, as amended, was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Senators Adams, Alford, Baker, Beard, Broome, Buckman, Cottrell, Crill, Davis, Henderson, Humphries, McCreary, Sams, Trammell, Willis, Withers, West (4th), Zim—19.

Nays—None.

So the bill passed, title as stated.

Mr. Sams moved that the Senate adjourn until 9 o'clock to-morrow morning.

Which was agreed to.

Thereupon the Senate stood adjourned until to-morrow, Thursday, May 23, 1907, at 9 o'clock a. m.